



94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

SB2502

Introduced 1/18/2006, by Sen. David Luechtefeld

SYNOPSIS AS INTRODUCED:

415 ILCS 5/9.14 new

Amends the Environmental Protection Act. Requires the Environmental Protection Agency to file with the Secretary of the Senate and the Clerk of the House of Representatives a report describing the proposed contents and requirements of the State Implementation Plan for Illinois related to ozone or particulate matter attainment prior to submitting the Plan to the U.S. Environmental Protection Agency. Sets forth requirements for this report. Requires the appropriate committee of each chamber of the General Assembly to hold hearings to receive comments on the prospective economic, energy, and environmental impacts of the proposed measures to be included in the Plan. Provides that in the absence of a joint resolution of the General Assembly or specific authorization, the Agency shall not submit to the U.S. Environmental Protection Agency any State Implementation Plan related to ozone or particulate matter attainment that would impose emission controls on the electric generation sector more stringent than those necessary for the State to comply with the Clean Air Interstate Rule, nor adopt any regulations, memoranda of understandings, or similar agreements seeking to implement more stringent controls.

LRB094 15619 RSP 50824 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning safety.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Environmental Protection Act is amended by
5 adding Section 9.14 as follows:

6 (415 ILCS 5/9.14 new)

7 Sec. 9.14. State Implementation Plan review.

8 (a) Not less than 180 days prior to the date that the U.S.
9 Environmental Protection Agency specifies for the submission
10 of a State Implementation Plan for Illinois related to ozone or
11 particulate matter attainment, the Agency shall file with the
12 Secretary of the Senate and the Clerk of the House of
13 Representatives a report describing the proposed contents and
14 requirements of the State Implementation Plan.

15 (b) The report required by subsection (a) shall include
16 analyses of the costs, cost-effectiveness, electric
17 reliability, and environmental impacts of any emission control
18 measures proposed for the electric generation sector exceeding
19 the requirements of the Federal Clean Air Interstate Rule, 70
20 CFR 25162, et. seq., including the cost-effectiveness of
21 emission controls potentially applicable to other source
22 sectors.

23 (c) Within 30 days following receipt of the report, the
24 appropriate committee of each chamber of the General Assembly
25 shall convene at least one public hearing to receive comments
26 from State agencies and other interested parties on the
27 prospective economic, energy, and environmental impacts of the
28 proposed measures to be included in the State Implementation
29 Plan, including impacts on energy use, electric reliability,
30 economic development, utility costs and rates, transportation
31 fuel costs, and industrial competitiveness. This public
32 hearing shall not be required, however, if the State

1 Implementation Plan calls for compliance with the federal Clean
2 Air Interstate Rule, 70 CFR 25162, et. seq., as the basis for
3 emission reductions by the electric generation sector.

4 (d) In the absence of a joint resolution of the General
5 Assembly or specific statutory authorization, the Agency shall
6 not submit to the U.S. Environmental Protection Agency any
7 State Implementation Plan related to ozone or particulate
8 matter attainment that would impose emission controls on the
9 electric generation sector more stringent than those necessary
10 for the State to comply with the Clean Air Interstate Rule, 70
11 CFR 25162, et. seq., nor adopt any regulations, memoranda of
12 understandings, or similar agreements seeking to implement
13 more stringent controls.